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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91207107
Party	Plaintiff Boston Red Sox Baseball Club Limited Partnership
Correspondence Address	ARYN M EMERT COWAN LIEBOWITZ & LATMAN PC 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036-6799 UNITED STATES ame@cll.com, jmn@cll.com, trademark@cll.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Aryn M. Emert
Filer's e-mail	ame@cll.com, jmn@cll.com, trademark@cll.com
Signature	/Aryn M. Emert/
Date	01/02/2013
Attachments	BOSTON'S ALL - MOCS - January 2 2013.pdf (3 pages)(14273 bytes)

Ref. No. 21307.026 TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application Serial No. 85/432,742 Filed: September 6, 2012 For Mark: BOSTON'S ALL

Published in the Official Gazette: September 6, 2012

BOSTON RED SOX BASEBALL CLUB LIMITED : PARTNERSHIP, : Opposer, :

Opposition No. 91207107

v.

LITTERIO, MICHAEL,

Applicant.

: -----X

MOTION ON CONSENT TO SUSPEND PROCEEDINGS AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED

Opposer, by and through counsel, hereby moves for an order suspending the proceedings in this matter for a period of three (3) months, until **April 2, 2013**. Applicant's counsel consented to this motion, which is requested to allow the parties to engage in settlement discussions.

Progress has been made towards settlement of this matter. The parties' counsel discussed terms to be included in a settlement agreement between the parties. The parties agreed to core terms to be covered by an agreement, including an amendment to Applicant's mark. Applicant amended its mark, which took time, and relayed the amended mark to Opposer for consideration. Opposer reviewed the amended mark, and requested further revisions to the mark. The additional time is requested to allow Applicant to further amend its mark, and for the parties to continue to work towards settlement of this matter.

In the event that the Board denies this motion, Opposer consents to an extension of time

for Applicant to file an answer or otherwise respond to the Notice of Opposition until sixty (60)

days after such denial.

If the Board grants this motion, the Board should also reset Applicant's time to answer or

otherwise respond to the Notice of Opposition until thirty (30) days after the suspension ends.

Additionally, the parties request that six months of discovery be allowed and that the discovery

cutoff be reset to six (6) months after the proceedings resume so that the parties will have the full

period of discovery in the event that the matter is not able to be resolved. The trial periods and

other periods should be reset accordingly.

Dated: New York, New York

January 2, 2013

COWAN LIEBOWITZ & LATMAN, P.C.

Attorneys for Opposer

By: /Aryn M. Emert/

Richard S. Mandel

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on January 2, 2013, I caused a true and correct copy of the foregoing Motion to Suspend to be sent via First Class Mail, postage prepaid, to Applicant's Attorney and Correspondent of Record, Matthew H. Swyers, The Trademark Company, 344 Maple Ave W. Ste 151, Vienna, VA 22180-5612, with a courtesy copy to Mary Margaret Wilson via e-mail at marym@thetrademarkcompany.com.

/Aryn M. Emert/ Aryn M. Emert